IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

SUMMARY SUIT NO.1509 OF 2005

Auxichem ..Plaintiffs

Vs.

Alpa Tex Fab P.Ltd. ..Defendants

Mr.K.C.Mehta for the plaintiffs

CORAM : S.U.KAMDAR, J
DATED : 3RD OCTOBER, 2005

P.C.:

. The present suit is filed for the recovery of sum of Rs.146,418.62 in respect of goods sold and delivered. Invoices are annexed to the plaint. It is the case of the plaintiffs that the amount is not paid under the said invoices and therefore, the present suit is filed. Writ of summons were served but defendants have refused to accept the service and accordingly Affidavit of Service is filed dt.19.8.05. Plaintiffs have also filed compilation of documents. The same are taken on record and marked Ex.P-1 collectively. Inspite of service of writ of summons, none appears for the defendants. In that view of the matter, there shall be decree

of Rs.146,418.62 alongwith interest @ 18% p.a. In that view of the matter, Summons for Judgment is made absolute. Decree as prayed. Suit as well as summons for judgment are disposed of accordingly. Refund of court fee as per rules.